

# Estate of Chemetco, Inc.

3754 Chemetco Lane • Hartford, IL 62048  
Office: (618) 254-4381 • Fax: (618) 254-0138  
www.chemetcoestate.com

March 8, 2012

Erin Rednour  
State Project Coordinator  
Illinois EPA RPMS/BOL  
1021 North Grand Avenue East  
Springfield, IL 62794-9276

James L. Morgan  
Assistant Attorney General  
Environmental Bureau  
500 Second Street  
Springfield, IL 62706

Re: **Monthly Status Report (March, 2012)**  
**Interim Order (Civil Case No.00-cv-670-DRH-DGW**  
**00-cv-670-DRH (consolidated))**

Dear Mrs. Rednour and Mr. Morgan:

As requested in the joint motion to extend the Interim Order, this letter documents the progress by the Bankruptcy Estate of Chemetco, Inc. ("Estate") during the month of February under the approved work plans; (Demolition Work Plan, Scrap Metal Work Plan, Copper Furnace Cleanup Solids, Scrubber Sludge Work Plan, etc) as indicated in the Extended Interim Order. It should be noted that the Interim Order has been further extended through April 30, 2012.

## **Demolition Work Plan**

The demolition work has been completed as of December 16, 2011.

## **Scrap Metal Work Plan**

The Estate of Chemetco did not generate nor gather any scrap metal that could be used for recycling during the month of February.

## **Scrubber Sludge Work Plan**

Activities associated with loading of the Scrubber Sludge mixed with fines were temporarily halted during the month of February to assess loading logistics. Fred Weber Company was performing the loading of Scrubber Sludge mixed with fines material into 1 Metric Ton (MT) Supersacks, but their contractual work was based on set production rates. However actual production rates were less than the set production rates. Fred Weber and Paradigm met to discuss logistics and production rates and determined that Fred Weber Production rates could not be achieved and agreed to terminate their contractual obligations. As such, the Estate of

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Chemetco personnel will assume all loading responsibilities. No shipments were made during the month of February.

### **Scheduled Action Items for Next Month**

#### **Demolition Report**

The Estate and Paradigm continue gathering documentation for the Demolition Summary Draft Report (DSDR).

#### **Disposal of Bins**

As indicated in the November 2011 Letter Report, Hazardous Waste associated with the demolition work was temporarily stored in steel 40 and 20 cubic yard (CY) containers. The containers are temporarily stored on site (within the allowed 90-day storage) and the containers will be picked up for proper disposal. As of January 31, 2012, seven containers remained on site for proper disposal. During the month of February, One 40 CY container # 40173 was picked up for disposal, but was brought back because the container exceeded the allowable container weight under DOT regulations. As such, on February 14, 2012 the Estate spoke with IEPA representative and a variance waiver was submitted to allow the container to be submitted past the 90-day allowance in order to deal with the excess material. On February 16, 2012 the Estate used an additional 40 CY roll off to transfer the excess hazardous waste. After the excess weight was removed, the roll-off was picked up for disposal. At this time, the remaining 40 CY were preweighed to ensure that all remaining containers did not exceed the allowable weight. However, it was determined that three additional containers were overweight. The Estate brought two additional 40 CY to manage the excess waste. In addition one container used for debris associated with loading activities of scrubber sludge and mixed fines is included in the summary table below. To date, twenty six containers out of thirty containers have been properly disposed. These containers have been shaded and are shown on the table below. For the month of February, seven containers were disposed of.

The summary table below summarizes the number of containers on site, four containers remain on site, and they will be disposed of the first week in March 2012.

<b>Number of bins</b>	<b>Accumulation Start Date</b>	<b>Description</b>	<b>Bin Number</b>	<b>90 Day Temp Storage Date</b>	<b>Manifest #</b>	<b>Date Picked Up</b>	<b>Status</b>	<b>Expected Ship Month</b>
1	7/27/2011	40 Yard Bin,	4097	10/25/2011	000440784WAS	10/25/11	Shipped	October
2	8/18/2011	40 Yard Bin,	4088	11/16/2011	000440785WAS	11/9/11	Shipped	November
3	8/19/2011	40 Yard Bin,	40170	11/17/2011	000440786WAS	11/10/11	Shipped	November
4	8/25/2011	40 Yard Bin,	4029	11/23/2011	000440787WAS	11/11/11	Shipped	November
5	8/26/2011	40 Yard Bin,	40130	11/24/2011	000440788WAS	11/14/11	Shipped	November
6	8/26/2011	40 Yard Bin,	40101	11/24/2011	000440789WAS	11/15/11	Shipped	November
7	8/29/2011	20 Yard Bin,	2066	11/27/2011	000440790WAS	11/16/11	Shipped	November
8	8/29/2011	20 Yard Bin,	20300	11/27/2011	000440791WAS	11/17/11	Shipped	November
9	8/30/2011	40 Yard Bin,	40124	11/28/2011	000440792WAS	11/17/11	Shipped	November
10	8/31/2011	40 Yard Bin,	4042	11/29/2011	000440793WAS	11/17/11	Shipped	November
11	9/19/2011	40 Yard Bin,	40109	12/18/2011	000440794WAS	12/12/11	Shipped	December
12	10/19/2011	40 Yard Bin,	40006	1/17/2012	0004618002WAS	1-13-12	Shipped	January
13	10/20/2011	40 Yard Bin,	4025	1/18/2012	0004618003WAS	1-13-12	Shipped	January
14	11/2/2011	40 Yard Bin,	40118	1/31/2012	0004618006WAS	1-27-12	Shipped	January
15	11/2/2011	40 Yard Bin,	4039	1/31/2012	0004618004WAS	1-27-12	Shipped	January
16	11/4/2011	40 Yard Bin,	40108	2/2/2012	0004618007WAS	1-30-12	Shipped	February
17	11/4/2011	40 Yard Bin,	4074	2/2/2012	0004618008WAS	1-30-12	Shipped	February
18	11/4/2011	40 Yard Bin,	40137	2/2/2012	0004618009WAS	1-30-12	Shipped	February
19	11/7/2011	20 Yard Bin,	20463	2/5/2012	0004618010WAS	1-30-12	Shipped	February
	11/15/2011	40 Yard Bin,	40173	2/13/2012	0004618011WAS	2-10-12	Returned <sup>(1)</sup>	
20	11/15/2011	40 Yard Bin,	40173	2/13/2012	0004618012WAS	2-20-12	Shipped	February
21	12/3/2011	20 Yard Bin,	20854	3/2/2012	0004618013WAS	2-22-12	Shipped	February
22	12/3/2011	40 Yard Bin,	40124	3/2/2012	0004618014WAS	2-22-12	Shipped	February
23	12/3/2011	40 Yard Bin,	4042	3/2/2012	0004618021WAS	2-27-12	Shipped	February
24	12/3/2011	40 Yard Bin,	40130	3/2/2012	0004618015WAS	2-27-12	Shipped	February
25	12/3/2011	40 Yard Bin,	4088	3/2/2012	0004618020WAS	2-27-12	Shipped	February
26	12/3/2011	40 Yard Bin,	40172	3/2/2012	0004618016WAS	2-29-12	Shipped	February
27	12/3/2011	40 Yard Bin,	40170	3/2/2012			Pending	March
28	12/3/2011	40 Yard Bin,	40101	3/2/2012			Pending	March
29	2-22-12	40 Yard Bin,	4025	3/2/2012			Pending	March
30	2-20-12	40 Yard Bin,	40171	3/2/2012			Pending	March

(1) Container was returned on 2-13-12 and re-shipped 2-20-12 under different Manifest.

## Other Work Plan Activities

### Scrubber Sludge

The Estate and Paradigm plan to resume loading the material during the month of March.

### Copper Furnace Cleanup Solids

The Estate will be submitting an addendum to the CFCS work plan to include additional CFCS material recovered from the Foundry building. In the past, the Estate has sold CFCS to Aurubis, and/or will be likely sold to China.

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**Scrap Metals**

With demolition activities completed, the Estate may begin assessing areas where additional scrap metal may be sold for recycling.

**Furnaces Removal Work Plan**

Talks have resumed between Metallo and the Estate of Chemetco regarding the purchasing of the three-TBRC metal furnaces located in the foundry building. The Estate may begin revising and/or updating the existing Work Plan for the removal of the furnaces.

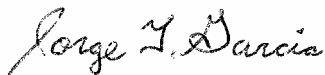
**Circuitry Board and Shredded Board Material Work Plan**

On January 26, 2012, the Estate and Paradigm submitted to IEPA a Circuitry Board and Shredded Board Material Work Plan to sell the material that is currently located west of the foundry building and inside the receiving building. Currently pending IEPA approval.

The next monthly progress report is due by the 10<sup>th</sup> of April. It should also be noted that as required by paragraph 34 of Section X. REPORTING REQUIREMENTS of the Interim Order, a quarterly progress report is also being submitted to IEPA and USEPA. If you have any questions, please do not hesitate to contact me at my office, 618/254-4381 x372 or by cell phone at 314-348-8211.

Sincerely

ESTATE OF CHEMETCO, INC.



Jorge Y. Garcia PG

EH&S Manager

CC: Michelle Kerr, USEPA Region 5 Superfund  
Chris Cahnovsky, Regional Mgr, IEPA-Collinsville Office  
Donald Samson, Trustee  
Elliott Stegin, IAD/Paradigm  
Penni Livingston, Livingston Law Firm